

**MILLSTONE TOWNSHIP COMMITTEE REGULAR MEETING MINUTES FOR
SEPTEMBER 2, 2020**

Deputy Mayor Grbelja calls the meeting to order at 7:28 p.m. at the Millstone Township Meeting Room, 215 Millstone Road, Millstone Twp., NJ 08535

STATEMENT OF NOTICE AS REQUIRED BY P.L. 1975, C231 IS READ.

I HEREBY ANNOUNCE THAT PURSUANT TO THE OPEN PUBLIC MEETING ACT, ADEQUATE NOTICE OF THIS MEETING HAS BEEN PROVIDED IN THE ANNUAL NOTICE OF MEETINGS WHICH WAS MAILED TO THE ASBURY PARK PRESS AND THE TRENTON TIMES, POSTED ON THE PUBLIC ANNOUNCEMENTS BULLETIN BOARD IN TOWN HALL AND FILED IN THE OFFICE OF THE TOWNSHIP CLERK ON DECEMBER 18, 2019.

Due to the Covid-19 Pandemic State of Emergency the Millstone Township Committee meeting was held using the Zoom platform. Members of the public have the option to attend the meeting via Zoom or in person. Members of the Township Committee and Township Attorney attended the meeting via Zoom; Business Administrator and Municipal Clerk were present at the meeting room.

ROLL CALL: Mayor Masci – absent, Committeeman Dorfman – present, Committeeman Ferro - present, Committeewoman Grbelja – present, Committeeman Kuczinski – present. Also, in attendance: Andrew Ball - Township Attorney, Business Administrator – Kevin Abernethy and Kathleen Hart - Municipal Clerk.

Municipal Clerk read Resolution 20-289 Authorizing the Holding of an Executive Session, at Which the Public Shall be Excluded

Motion to adopt Resolution 20-289 was moved by C/Kuczinski; Second C/Dorman.
Committee Discussion: None

ROLL CALL VOTE:

AYES: C/Dorfman, C/Ferro, DM/Grbelja, C/Kuczinski
NAYS: None
ABSTAIN: None
ABSENT: M/Masci

Motion to adjourn Executive Session was moved by C/Dorfman; Second C/Ferro. All in Favor

Time In: 7:31 p.m.; Time Out: 7:50 p.m.

Deputy Mayor Grbelja calls the Regular Meeting to order at 8:06 p.m. followed by a flag salute and a moment of silence.

Deputy Mayor Grbelja read the following statement:

Due to the COVID-19 pandemic the Township Committee Meeting of September 2, 2020 will be utilizing the Zoom platform. For public comment section you can also email askmillstone@millstonenj.gov with your questions or public comments along with your name and address. Your comments will be read into the record. This meeting will also be recorded and be replayed on the Millstone PEG Channel.

ORDINANCES:

**ORDINANCE 20-25
SECOND READING**

AN ORDINANCE AMENDING ORDINANCE 20-23 REVISING CHAPTER III (POLICE REGULATIONS), SECTION 3-3 (PARKS) OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF MILLSTONE, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY

EXPLANATORY STATEMENT: This Ordinance requires persons to comply with Section 35-16-5 of the Township Land Use Ordinances when using parks, facilities or other land owned by the Township.

Deputy Mayor Grbelja opens the public hearing at 8:09 p.m.

No public comment.

Deputy Mayor Grbelja closes the public hearing at 8:10 p.m.

Motion to adopt Ordinance 20-25 was made by C/Kuczinski; Second by C/Dorfman.

ROLL CALL VOTE:

AYES: C/Ferro, DM/Grbelja, C/Kuczinski, C/Dorfman

NAYS: None

ABSTAIN: None

ABSENT: M/Masci

**ORDINANCE 20-26
SECOND READING**

AN ORDINANCE AMENDING CHAPTER V (FEES), SECTION 5-2 (FEES FOR CHAPTER 2: ADMINISTRATION) OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF MILLSTONE, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY

EXPLANATORY STATEMENT: This Ordinance provides the fee for Flag Cheer.

Deputy Mayor Grbelja opens the public hearing at 8:11 p.m.

No public comment.

Deputy Mayor Grbelja closes the public hearing at 8:12 p.m.

Motion to adopt Ordinance 20-26 was made by C/Kuczinski; Second by C/Ferro.

ROLL CALL VOTE:

AYES: DM/Grbelja, C/Kuczinski, C/Dorfman, C/Ferro

NAYS: None

ABSTAIN: None

ABSENT: M/Masci

**ORDINANCE 20-29
SECOND READING**

ORDINANCE AUTHORIZING THE EXCHANGE OF EASEMENT INTERESTS ON BLOCK 62, LOT 15.08 (2 SAWMILL POND ROAD), MILLSTONE TOWNSHIP

EXPLANATORY STATEMENT: This Ordinance authorizes the exchange of easement areas on Block 62, Lot 15.08.

Deputy Mayor Grbelja opens the public hearing at 8:13 p.m.
No public comment.
Deputy Mayor Grbelja closes the public hearing at 8:14 p.m.

Motion to adopt Ordinance 20-29 was made by C/Ferro; Second by C/Dorfman.

ROLL CALL VOTE:

AYES: C/Kuczinski, C/Dorfman, C/Ferro, DM/Grbelja
NAYS: None
ABSTAIN: None
ABSENT: M/Masci

ORDINANCE 20-30

FIRST READING

AN ORDINANCE AMENDING CHAPTER XIII (FIRE DISTRICT), BY CREATING SECTION 13-5 (EMERGENCY MEDICAL SERVICES) OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF MILLSTONE, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY

EXPLANATORY STATEMENT: This Ordinance creates Section 13-5, Emergency Medical Services.

Motion to adopt Ordinance 20-30 on first reading and authorize publication of same was made by C/Kuczinski; Second by C/Ferro.

ROLL CALL VOTE:

AYES: C/Dorfman, C/Ferro, DM/Grbelja, C/Kuczinski
NAYS: None
ABSTAIN: None
ABSENT: M/Masci

Second reading and Public Hearing to be held on September 16, 2020 at 8:00 p.m. at the Millstone Township Meeting Room, 215 Millstone Road, Perrineville, New Jersey.

ORDINANCE 20-31

FIRST READING

AN ORDINANCE AMENDING CHAPTER II, ADMINISTRATION, SECTION 2-34 (OPEN SPACE AND FARMLAND PRESERVATION COUNCIL), OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF MILLSTONE, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY

EXPLANATORY STATEMENT: This Ordinance amends the powers and duties of the Open Space Preservation Council.

C/Ferro questions that at last meeting there were two ordinances that were tabled regarding the Open Space and Ag boards conflict of interest and does not see that verbiage was added to these new ordinances. DM/Grbelja explains that we are separating the responsibilities of preserving farmland from

the Open Space Council as it needs to go through the Ag Council. However, there was a miscommunication and the Township Attorney put forth separate ordinances for ethics. Township Attorney states that there are no changes in the Code of Ethics provisions in both boards within the proposed ordinances and it still remains that the Township Code of Ethics and the Local Government Ethics Laws still apply to both boards. DM/Grbelja states that the Township is currently working on the 10 year review of the farmland preservation plan and needed both ordinances to be in compliance with the State regulations and that the Ag Council is responsible for identifying farmland and making that recommendation to the appropriate body. C/Ferro and C/Dorfman continue to question Conflict of Interest and Code of Ethics and if it should expand immediate family members. The Township Committee continues to discuss. DM/Grbelja read the Local Government Ethics Laws immediate family member means a spouse, child, parent, sibling, aunt, uncle, niece, nephew, first cousin, grandparent, grandchild, father-in-law, mother-in-law, son-in-law, daughter-in-law, step-parent, step-child, step-brother, step-sister, half-brother or half-sister, whether the individual is related by blood marriage or adoption.

Motion to adopt Ordinance 20-31 on first reading and authorize publication of same was made by C/Kuczinski; Second by C/Dorfman.

ROLL CALL VOTE:

AYES: DM/Grbelja, C/Kuczinski, C/Dorfman

NAYS: C/Ferro

ABSTAIN: None

ABSENT: M/Masci

Second reading and Public Hearing to be held on September 16, 2020 at 8:00 p.m. at the Millstone Township Meeting Room, 215 Millstone Road, Perrineville, New Jersey.

ORDINANCE 20-32

FIRST READING

AN ORDINANCE AMENDING CHAPTER II, ADMINISTRATION, SECTION 2-29 (AGRICULTURAL ADVISORY COUNCIL) OF THE REVISED ORDINANCES OF THE TOWNSHIP OF MILLSTONE, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY

EXPLANATORY STATEMENT: This Ordinance amends the powers and duties of the Agricultural Advisory Council.

Motion to adopt Ordinance 20-32 on first reading and authorize publication of same was made by C/Dorfman; Second by C/Kuczinski.

ROLL CALL VOTE:

AYES: DM/Grbelja, C/Kuczinski, C/Dorfman

NAYS: C/Ferro

ABSTAIN: None

ABSENT: M/Masci

Second reading and Public Hearing to be held on September 16, 2020 at 8:00 p.m. at the Millstone Township Meeting Room, 215 Millstone Road, Perrineville, New Jersey.

RESOLUTIONS: CONSENT RESOLUTION POSTED ON BULLETIN BOARD.

ALL MATTERS LISTED UNDER ITEM "CONSENT AGENDA" ARE CONSIDERED ROUTINE BY THE TOWNSHIP COMMITTEE AND WILL BE ENACTED BY ONE (1) MOTION IN THE FORM LISTED BELOW. THERE WILL BE NO SEPARATE DISCUSSION ON THESE ITEMS, IF DISCUSSION IS DESIRED OF ANY ITEM, THAT ITEM WILL BE CONSIDERED SEPARATELY.

- 20-290 Payment of Vouchers for September 2, 2020
- 20-291 Resolution Denying Request for Release of Performance Guarantees for Gaelic Communications, LLC, Application No. Z16-03 (Block 43, Lot 4)
- 20-293 Resolution Authorizing the Purchase of a Toro Dingo with Attachments to Cherry Valley Tractor Sales in Accordance with the Educational Services Commission of New Jersey Cooperative Contract 18/19-22 (Snow Equipment) and 18/19-25 (Grounds Equipment)
- 20-294 Resolution Authorizing the Renewal of Alcohol Beverage 2020-2021 License for Vesuvio's Family Restaurant, LLC, License No. 1332-33-001-010
- 20-295 Resolution Authorizing Release of Performance Bond and Posting of 2-Year Maintenance Bond for Lenzo Family, LLC, Block 17, Lot 8.06, Site Plan No. Z16-6
- 20-297 Resolution Authorizing Award of a Contract for Emergency Tree Removal Services on 99 Brookside Road and 311 Stagecoach Road on August 28, 2020
- 20-298 Resolution Authorizing Award of a Contract for Emergency Tree Removal Services on Millstone Road and Charleston Spring Road on August 31, 2020
- 20-299 Resolution Establishing Lien Against Block 6, Lot 7.05, 30 Nurko Road, Millstone Twp., NJ 08535

Resolution 20-292 and Resolution 20-296 were pulled from the Consent Agenda and voted on separately.

Motion to adopt Consent Agenda was moved by C/Dorfman; Second C/Kuczinski.

ROLL CALL VOTE:

- AYES:** C/Kuczinski, C/Dorfman, C/Ferro, DM/Grbelja
- NAYS:** None
- ABSTAIN:** None
- ABSENT:** M/Masci

- 20-292 Resolution Awarding Professional Service Contract for Website, Emails and Archiving, Spam/Virus Filtering Annual Maintenance Contract to City Connections, LLC

Motion to adopt Resolution 20-292 was moved by DM/Grbelja; Second C/Ferro.

C/Ferro thought some of the services were to be included with a different company's contract. Business Administrator said not at this time and that this contract dates back to March 26, 2020 and goes through March 25, 2021. C/Ferro voices his concerns that we are getting some of the same services from two companies. Business Administrator said that this will be revisited when we start our budget process in October/November.

ROLL CALL VOTE:

- AYES:** C/Kuczinski, C/Dorfman, C/Ferro, DM/Grbelja
- NAYS:** None
- ABSTAIN:** None
- ABSENT:** M/Masci

20-296 Resolution Approving Change Order No. 1 for Security and Cabling – Labor and Installation – Phase III

Motion to adopt Resolution 20-296 was moved by DM/Grbelja; Second C/Kuczinski.

C/Ferro questions why are we paying for extra services in this change order and why were these services not included in the original proposal. Business Administrator states that an ongoing concern at Wagner Farm Park was brought to his attention that the outside door bathrooms were not on timers and will now be included with the security system.

ROLL CALL VOTE:

AYES: C/Kuczinski, C/Dorfman, C/Ferro, DM/Grbelja

NAYS: None

ABSTAIN: None

ABSENT: M/Masci

APPLICATION FOR TRAILER PERMIT

1. David Nunn, 197 Stillhouse Road, Block 47, Lot 7.03 for Migrant Trailer (Farm Help Only). Zoning Officer, Matt Shafai, approved the zoning application.

Motion to approve trailer permit was moved by C/Kuczinski; Second by C/Dorfman. All in Favor.

TOWNSHIP COMMITTEE MINUTES:

1. Executive Meeting Minutes – August 19, 2020

Motion to adopt Executive Meeting Minutes of August 19, 2020 was moved by C/Kuczinski; Second C/Dorfman.

ROLL CALL VOTE:

AYES: C/Dorfman, C/Ferro, DM/Grbelja, C/Kuczinski

NAYS: None

ABSTAIN: None

ABSENT: M/Masci

2. Regular Meeting Minutes – August 19, 2020

Motion to adopt Regular Meeting Minutes of August 19, 2020 was moved by C/Ferro; Second C/Kuczinski.

ROLL CALL VOTE:

AYES: C/Ferro, DM/Grbelja, C/Kuczinski, C/Dorfman

NAYS: None

ABSTAIN: None

ABSENT: M/Masci

NEW BUSINESS:

1. Engineering Services for Stormwater Control Ordinance Revision – Business Administrator said that the Township Engineer will need to revise the Stormwater Control ordinance due to the new requirements set by NJDEP. The Township Engineer will coordinate the adoption of a new stormwater control ordinance, submit the adopted ordinance to the County for review and coordinate post-approval notifications and website posting requirements. The estimated cost is not to exceed \$4,000. C/Ferro said that the Watershed Institute will be doing a presentation at the next Township Committee meeting to inform what changes are required and to bring the Township Committee up-to-date.

Motion to approve the Township Engineer to provide the services at a cost not to exceed \$4,000 was made by C/Kuczinski; Second C/Dorfman. All in Favor.

OLD BUSINESS: None

COMMENTS FROM THE DAIS:

Business Administrator states that a resident came to the building to discuss how the Township handled the recent storm and questions why the municipal building is closed due to COVID. The Business Administrator was not in at the time and the resident was cursing and making a scene. He was then asked to leave. Both the Deputy Mayor and Business Administrator spoke to this resident in length by phone explaining how the road department handled the storm and reasons why the building is closed. However, he posted a negative article online about the Township.

DM/Grbelja states that the Park in the Park Event, hosted by the Open Space Council and Friends of Millstone Historic Properties, in Millstone Park has been a successful fund raising event and thanks all the sponsors and volunteers. This weekend will be a drive-in movie, with the cars listening to the movie from the car radio.

C/Ferro asks the status of the tree trimming on Red Valley, Baird and Agress. Business Administrator said that due to the recent storm the vendor is backed up and hopes to get back on schedule next week. Millstone Park, Field 5, will be made into a hard surface field and the contractor will start next week with completion in a month. The lighting company is in process of ordering the lights and the project should start in October and be completed in November. C/Dorfman would like grading done for the raised plateau. Business Administrator will discuss with the Township Engineer.

PRIVILEGE OF THE FLOOR:

DM/Grbelja opens the meeting to the public at 9:09 p.m.

Pat Butch, 40 Prodelin Way: I am the Chairperson for the Millstone Township Agricultural Council and would like to inform the Committee that the Council has been working very hard for the last year updating the farmland preservation plan, which is part of the township master plan. This plan is required to be updated every 10 years. A grant has been received, up to \$20,000 matching grant, for the township professionals and publishing costs associated with the farmland preservation plan. The two ordinances that are on tonight for first reading, Open Space Preservation Council and Ag Council, need to be in compliance and part of the package. It is important and glad that they were moved tonight.

DM/Grbelja closes the meeting to the public at 9:12 p.m.

Motion to adjourn: Moved C/Dorfman; Second C/Kuczinski. All in Favor.

Time Out: 9:13 p.m.

Audio of the meeting is available in the Municipal Clerks Office.

September 2, 2020 Township Committee meeting minutes approved at a Township Committee meeting held on September 16, 2020.

Kathleen Hart, RMC
Municipal Clerk